

Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME <i>State Board of Veterinary Medicine</i>		CONTACT PERSON <i>Nancy Christiansen, Executive Director</i>	TELEPHONE NUMBER <i>(662) 324-9380</i>	
ADDRESS <i>209 South Lafayette</i>		CITY <i>Starkville</i>	STATE <i>MS</i>	ZIP <i>39759</i>
EMAIL <i>Mississippi88797@bellsouth.net</i>	SUBMIT DATE <i>10-26-11</i>	Name or number of rule(s): <i>Rules Governing the Diagnosis of Pregnancy of Cattle and Other Livestock</i>		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: To prevent the unauthorized practice of veterinary medicine at cattle and livestock auctions.

Specific legal authority authorizing the promulgation of rule: Mississippi Code Annotated Section 73-39-1, et seq

List all rules repealed, amended, or suspended by the proposed rule: None

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☐ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately on _____ Other (specify): _____	Action proposed: <input checked="" type="checkbox"/> New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed date of adoption: <input checked="" type="checkbox"/> 30 days after filing _____ Other (specify): _____	Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Malcolm D. McAuley, III, Board Attorney

Signature of person authorized to file rules: _____

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by _____		Accepted for filing by _____

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



DELBERT ROSEMAN
Secretary of State

CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

AGENCY NAME State Board of Veterinary Medicine	CONTACT PERSON Nancy Christiansen, Executive Director	TELEPHONE NUMBER (662) 324-9380
ADDRESS 209 South Lafayette	CITY Starkville	STATE MS
EMAIL mississippi188797@bellsouth.net	ZIP 39759	
DESCRIPTIVE TITLE OF PROPOSED RULE Rules Governing the Diagnosis of Pregnancy of Cattle and Other Livestock		
Specific Legal Authority Authorizing the promulgation of Rule: MS Code Section 73-39-1, et seq		Reference to Rules repealed, amended or suspended by the Proposed Rule:

A. Estimated Costs and Benefits

1. Briefly Summarize the benefits that may result from this regulation and who will benefit:

This regulation will prevent the unauthorized practice of veterinary medicine by untrained individuals at livestock auctions resulting in greater consumer protection by insuring that the appropriate standards of animal care are met.

2. Briefly describe the need for the proposed rule:

The regulation will insure the appropriate standard of animal care is met with respect to diagnosing pregnancy in cattle and other livestock sold at auctions.

3. Estimated Cost of implementing proposed action (check option):

a. To the agency

☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

b. To other state or local government entities

☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

4. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:

c. Cost:

☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

d. Economic Benefit:

☐ Nothing ☐ Minimal ☐ Moderate ☒ Substantial ☐ Excessive

5. Estimated impact on small business:

☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive

6. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule:

☐ substantially less than ☐ moderately less than ☐ minimally less than

☒ the same as ☐ minimally more than ☐ moderately more than

☐ substantially more than ☐ excessively more than

7. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule:

- ☐ substantially less than ☐ moderately less than ☐ minimally less than
☐ the same as ☐ minimally more than ☐ moderately more than
☒ substantially more than ☐ excessively more than

B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?

- ☐ yes ☒ no

2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule.

C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form.

The Board members combined expertise was relied upon in adopting the proposed rule in addition to a written attorney general's opinion rendered in connection with this matter.


D. Public Notice

1. Where may someone obtain copies of the full text of the economic impact statement?

Nancy Christiansen, Executive Director of the State Board of Veterinary Medicine, 209 South Lafayette, Starkville, MS 39759

2. Where, when, and how may someone present their views on the proposed rule and demand an oral proceeding on the proposed rule if one is not already provided?

By submitting a written request to Nancy Christiansen, Executive Director of the State Board of Veterinary Medicine, 209 South Lafayette, Starkville, MS 39759

SIGNATURE		TITLE	Board Attorney
DATE	10/26/11	PROPOSED EFFECTIVE DATE OF RULE	30 days after filing